

**DECLARATION OF OIL AND GAS NOTICE**

(Tax Map 5, Webster District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY

McELROY COAL COMPANY

CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.  
1000 CONSOL ENERGY DRIVE  
CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by D. R. McCRACKEN, its ASSISTANT MANAGER, by authority duly given.

CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By: *D. R. McCracken*


Its: ASSISTANT MANAGER

JAN FES1  
MARSHALL County 04:15:13 PM  
Instrument No 1261877  
Date Recorded 12/16/2008  
Document Type O&G  
Book-Page 675-61  
Recording Fee \$7.00  
Additional \$6.00

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

By: 

Its: VICE PRESIDENT

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By: 

Its: VICE PRESIDENT

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by D. E. WICKACKEN, its VICE PRESIDENT, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

a Delaware corporation:

By: 

Its: VICE PRESIDENT

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of November, 2008, by CHARLES T. SHAYNAK, its VICE PRESIDENT, by authority duly given.

MCELROY COAL COMPANY  
a Delaware corporation:

By: Charles T. Shaynak  
Its: VICE PRESIDENT

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 4 day of NOVEMBER, 2008, by D. R. LICCPACKEN, its VICE PRESIDENT, by authority duly given.

CNX LAND RESOURCES INC.  
a Delaware corporation:

By: D. R. Liccpacken  
Its: VICE PRESIDENT

**NOTE:** PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. R. LICCPACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASST. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

Jane M. Young  
Notary Public

(SEAL)  
COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Jane M. Young, Notary Public  
Cecil Twp., Washington County  
My Commission Expires June 20, 2009  
Member, Pennsylvania Association of Notaries  
5007381

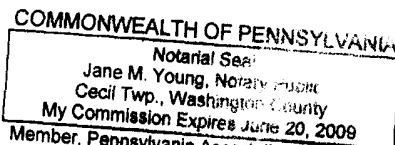
My Commission expires JUNE 20, 2009

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. E. ROOP KING, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

(SEAL)



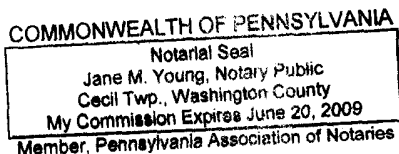
Jane M. Young  
Notary Public  
My Commission expires JUNE 20, 2009

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared ROBERT P KING, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

(SEAL)



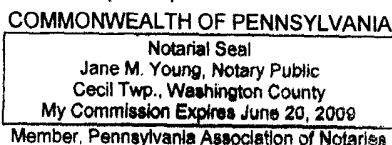
Jane M. Young  
Notary Public  
My Commission expires JUNE 20, 2009

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. E. KICCAKIDEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

(SEAL)

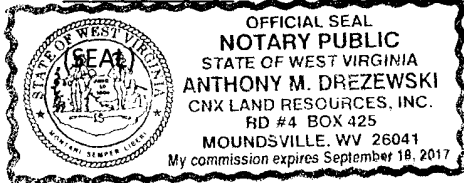


Jane M. Young  
Notary Public  
My Commission expires JUNE 20, 2009

STATE OF West Virginia  
~~COMMONWEALTH OF PENNSYLVANIA~~  
COUNTY OF MARSHALL

BOOK 675 PAGE 65

Before me, ANTHONY M. DREZEWSKI, a Notary Public, on this day personally appeared CHARLES T. SNAYNAK, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of NOVEMBER, 2008.



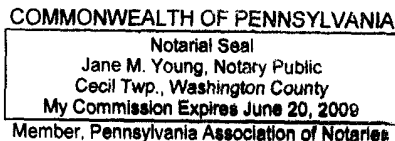
Anthony M. Drezewski  
Notary Public

My Commission expires September 18, 2017

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. P. LICCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 4 day of NOVEMBER, 2008.

(SEAL)



Jane M. Young  
Notary Public

My Commission expires JUNE 20, 2009

This Document Prepared By:  
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Morgantown, WV 26507  
(304) 598-8000

5007381

**EXHIBIT A - SURFACE TRACTS (SHOEMAKER MINE  
Tax Map 5, Webster District, Marshall County, West Virginia**

Tax	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
5	1	Riggle	Clyde S.	R R 4 Box 266	Cameron	WV	26033	136.45 Calis	443/412
5	1.1	White	Gerald K. & Sarah A.	R R 4 Box 263	Cameron	WV	26033	1/2 AC Calis	527/111
5	2	Sampson	James Kevin	R R 4 Box 279	Cameron	WV	26033	1.31 Calis 1908 Mobile Home	621/297
5	3	Cooper	Carroll L.	R R 4 Box 278	Cameron	WV	26033	1.20 Calis	620/581
5	4	Baro	David W. & Richard P.	R R 4 Box 270	Cameron	WV	26033	1.33 Calis	518/254
5	5	CONSOL Pa Coal Company		1800 Washington Rd	Pittsburgh	PA	15241	50.33 A Calis	667/269
5	6	CONSOL Pa Coal Company		1800 Washington Rd	Pittsburgh	PA	15241	20.40 Calis	653/538
5	6.1	CONSOL Pa Coal Company		1800 Washington Rd	Pittsburgh	PA	15241	1 A Calis	653/538
5	7	Fish	T. E., et ux	C/O Fennis Fish P O Box 98	New Manchester	WV	26056	1 A Calis 1960 Mobile Home	
5	8	Fish	T. E., et ux	C/O Fennis Fish P O Box 98	New Manchester	WV	26056	14.50 Calis	170/257
5	9	Fish	T. E., et ux	C/O Fennis Fish P O Box 98	New Manchester	WV	26056	20.60 Calis	170/251
5	10	CONSOL Pa Coal Company		1800 Washington Rd	Pittsburgh	PA	15241	41.75 Calis	664/33
5	11	CONSOL Pa Coal Company		1800 Washington Rd	Pittsburgh	PA	15241	72.25 A Wolf Run	647/337
5	12	CONSOL Pa Coal Company		1800 Washington Rd	Pittsburgh	PA	15241	100 Calis	670/227
5	13	Howard	Russell J. & Joyce Ann	R R 4 Box 254	Cameron	WV	26033	95.23 Calis	595/420
5	14	St. John	Patricia A.	R R 4 Box 259 A	Cameron	WV	26033	22.531 Calis 1970 Mobile Home	606/597
5	15	White	Gerald K.	R R 4 Box 263	Cameron	WV	26033	2.120 Calis	WB54/393
5	16	White	Gerald K.	R R 4 Box 263	Cameron	WV	26033	1/2 A Seatonville	WB54/393
5	17	White	Gerald K. & Sarah A.	R R 4 Box 263	Cameron	WV	26033	0.40 A Calis	527/111
5	18	White	Gerald K. & Sarah A.	R R 4 Box 263	Cameron	WV	26033	40 P Calis	527/111
5	19	Dolan	James Ronald & Mary Jane	R R 4 Box 263	Cameron	WV	26033	71/2 A Seatonville	577/191
5	20	Kreiger	John F. & Kay M.	R R 4 Box 259 A	Cameron	WV	26033	.25 A Calis	650/18
5	21	St. John	Patricia A.	R R 4 Box 259 A	Cameron	WV	26033	.25 A Calis	656/268
5	22	Fortyce	Richard D. & Deborah S.	R R 4 Box 259	Cameron	WV	26033	1/4 A Calis	464/136
5	23	Fortyce	Richard D. & Deborah S.	R R 4 Box 259	Cameron	WV	26033	1/4 A Calis	464/136
5	24	Fortyce	Richard D. & Deborah S.	R R 4 Box 259	Cameron	WV	26033	74 2/5 Poles Calis	464/136
5	25	Cam	Donald W.	R R 4 Box 257	Cameron	WV	26033	0.519 A Calis	599/584
5	26	Toland	William E. & Sandra J.	R R 4 Box 258	Cameron	WV	26033	Lot 1/4 A Calis	574/444
5	27	Toland	William E. & Sandra J.	R R 4 Box 258	Cameron	WV	26033	Lot 1/4 A Calis	574/444
5	28	Jackson	Jennie, Mary & Joan	R R 4 Box 257	Cameron	WV	26033	52.2 P Calis	149/592
5	29	Jackson	Jennie, Mary & Joan	R R 4 Box 257	Cameron	WV	26033	.25 Calis	149/592
5	30	Cam	Donald Wesley	R R 4 Box 257	Cameron	WV	26033	.25 Calis	552/219
5	31	Riggle	Nicole R.	R R 4 Box 255	Cameron	WV	26033	2.48 Calis	618/177
5	32	Messina	Vincent A. & Carmelinda S.	312 Second St	Bordentown	NJ	08505	7 A & O&G Calis	644/47
5	33	Riggle	Robert R. & Donna	R R 4 Box 252 A	Cameron	WV	26033	5.935 A Calis	588/450

EXHIBIT A - SURFACE TRACTS (SHOEMAKER MINE  
Tax Map 5, Webster District, Marshall County, West Virginia

Tax Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
5 34	Rieggle - Life Estate	Mable L.	RR 4 Box 267	Cameron	WV	26033	14.35 Calis	66/169
5 34.1	Rieggle	Robert R.	RR 4 Box 252A	Cameron	WV	26033	4.25 A Calis	483/311
5 35	Rieggle	Robert R. & Donna	RR 4 Box 252A	Cameron	WV	26033	.4545 A Calis	558/178
5 36	ME Church		Methodist Building	Wheeling	WV	26003	Lot Mt Hope	22/149
5 37	Paczewski, Jr.	Albert J. & Vicky J.	RR 4 Box 249D	Cameron	WV	26033	33.645 A Calis	610/536
5 37.1	Mt. Hope Cemetery		Main Street	Cameron	WV	26033	.355 A Dry Ridge Road	629/503
5 38	Board of Education		2700 4th St	Moundsville	WV	26041	Mt. Hope School	62/291
5 39	Wolfe	Roice L. & Sherry	3111 Camphor Dr	Plant City	FL	33566	5 A 48 P Calis	607/13
5 40	Paczewski, Jr.	Albert J. & Vicky J.	RR 4 Box 249D	Cameron	WV	26033	111.09 Calis	610/536
5 41	Schmidt	Randall B.	RR 4 Box 249	Cameron	WV	26033	140 Dry Ridge	576/642
5 41.1	Schmidt	Randall B.	RR 4 Box 249	Cameron	WV	26033	5 A Dry Ridge	605/453
5 42	GMO Forestry Fund, 3 LP		P O Box 25	Pittsfield	NH	03263	99 Calis	622/209
5 43	Miliken	Brian K.		Uniontown	OH	44655	96 Calis	601/560
5 44	Wallace	Sara Jane & Jay K.	3732 Wickham Cir NW	Cameron	WV	26033	215.57 Calis	62/604
5 44.1	Wheeling Creek Watershed Commission		P O Box 459	Moundsville	WV	26041	9.43 A Calis	551/642
5 47	Wheeling Creek Watershed Commission		RR 2 Box 74	West Finley	PA	15377	98 Wheeling Creek	551/655
5 48	Turley	Tim	P O Box 488	New Cumberland	WV	26047	137.42 Dry Ridge	WB82/007

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 4th day of December, 2008 was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 16th day of December, 2008 at 4:15 o'clock P.M.

TESTE: Jan Pest Clerk.